

February 11, 1974

(start belt #3)

PRESIDENT: Chair recognizes Senator Carpenter for his motion.

SENATOR CARPENTER: Mr. President, I think that when we impose laws, which result in regulation we certainly are not in a position to accept ourselves as a legislative body. This is a public body, if we are going to say as an illustration we are going to prevent other people from smoking in public places as outlined in the bill, certainly we ought to put the same restrictions on ourselves. Now I am allergiced to cigar smoke, but I don't think that that has anything to do with it. If I don't like it I can move somewhere else to get away from it. On the other hand I think that if we are going to impose on others who can not move to another place because of the conveyance that they are using, we certainly should not discriminate against the same situation that...we are imposing the same controls upon ourselves. Now obviously I would like to have the membership quit smoking in this body. That is my own personal reaction and my own personal desire. I do it because I don't smoke, so I'm not really inconveniencing myself. I can understand how a person who does smoke certainly wants to be able to do it. All I'm trying to say, and probably not very well, is that to the extent that we put it on other people we certainly ought to impose the same rules and regulations on ourselves. Now it has got the savings clause there because it is the presiding officer and the right to impose a fine on those who smoke if you pass this amendment, and I presume that there is some constitutionality question regarding that. But if they are going to arrest somebody else in a elevator or a hospital room and fine them, \$10 or more, why shouldn't we have somebody in this body if you a pass the amendment do the same thing to us. Any bill without a penalty is completely ineffective. That is the purpose of it.

PRESIDENT: Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. President, a point of clarification is that an amendment to a bill or the legislative rules.

PRESIDENT: Well it proposes an amendment to this bill.

SENATOR CHAMBERS: I would object to that since this is the no smoking bill.

PRESIDENT: Correct, 600.

SENATOR CHAMBERS: The legislature can attempt to control itself by amending its rules. We know that the legislature is something like a team of 49 head strong rebellious uncontrollable horses and one man, one unfortunate individual when the controversy results sitting up there in that chair couldn't beging to do the thing that this amendment would offer. I think that, and it is not meant to be a pun, I think that it is a smoke screen to kill the bill. I think that if we are going to consider this type of legislation thus far, even with suggesting that has occurred, it has been more or less on its merits. This type of an amendment would put it in a different area, raise entirely different